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**U.S. District Court
Western District of Virginia (Danville)
CIVIL DOCKET FOR CASE #: 4:11-cv-00022-JLK**

Carroll v. Department of the Army
Assigned to: Judge Jackson L. Kiser
Demand: \$517,000
Cause: 28:1331 Fed. Question

Date Filed: 06/08/2011
Date Terminated: 08/22/2011
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

Reverend Wesley Carroll

represented by **Wesley Carroll**
1427905
Green Rock Correctional Center
P. O. Box 1000
Chatham, VA 24531
PRO SE

V.

Defendant

Department of the Army
*U. S. Army Records Management and
Declassification Agency*

represented by **David Lew**
UNITED STATES ATTORNEYS
OFFICE
PO BOX 1709
ROANOKE, VA 24008-1709
540-857-2254
Fax: 857-2614
Email: david.lew@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/08/2011	<u>1</u>	MOTION for Leave to Proceed in forma pauperis by Wesley Carroll. (ham) (Entered: 06/09/2011)
06/08/2011	<u>3</u>	COMPLAINT against Department of the Army filed by Wesley Carroll. 100 Day Notice due by 9/16/2011; 120 Day Service due by 10/6/2011.(ham) (Entered: 06/09/2011)
06/09/2011	<u>2</u>	ORDER granting <u>1</u> Motion for Leave to Proceed in forma pauperis. Signed by Judge Jackson L. Kiser on 6/9/11. (ham)
06/09/2011	<u>4</u>	Summons Issued as to Department of the Army, U.S. Attorney and U.S. Attorney General. (Forwarded to U. S. Marshal along with USM-285 Forms.) (Attachments: # <u>1</u> USM-285 Forms)(ham)
06/16/2011	<u>5</u>	SUMMONS Returned Executed: Department of the Army served on 6/15/2011, answer due 7/15/2011. (Attachments: # <u>1</u> Return Receipt card)(ham) (Entered: 06/17/2011)
06/21/2011	<u>6</u>	Marshal's Return of service of Summons & Complaint on 6/16/11 upon Department of the Army.(ham) (Entered: 06/22/2011)
06/28/2011	<u>7</u>	Marshal's Return of service of Summons & Complaint on 6/21/11 upon Attorney General of the United States.(ham)
07/08/2011	<u>8</u>	MOTION for Extension of Time to File Response/Reply by Department of the Army. (Attachments: # <u>1</u> Text of Proposed Order)(Lew, David)
07/11/2011	<u>9</u>	ORDER granting <u>8</u> Motion for Extension of Time to File Response/Reply to Complaint by 7/25/11. Signed by Judge Jackson L. Kiser on 7/11/11. (ham)
07/14/2011	<u>10</u>	MOTION for Declaratory Relief and or Judgment by Default by Wesley Carroll. (ham)
07/14/2011	<u>11</u>	MOTION for Appointment of Legal Assistances Services/Counsel by Wesley Carroll. (ham)
07/14/2011	<u>12</u>	Omnibus Motion for Relief from Order, Default Judgment, Sanctions and to Strike from the Record All Filings of Defendants and Their Legal Counsel of Record by Wesley Carroll. (ham)

07/14/2011	<u>1</u> <u>3</u>	Letter by Wesley Carroll requesting a copy of the docket sheet. (Docket Sheet and Documents 9, 10, 11, 12 & 13 were mailed to Plaintiff). (ham)
07/15/2011	<u>1</u> <u>4</u>	RESPONSE to Motion re <u>10</u> Motion for Declaratory Relief and or Judgment by Default; <u>12</u> Omnibus Motion for Relief from Order, Default Judgment, Sanctions and to Strike from the Record All Filings of Defendants and Their Legal Counsel of Record filed by Department of the Army. (Lew, David)
07/18/2011	<u>1</u> <u>5</u>	Second MOTION for Extension of Time to File Response/Reply as to <u>3</u> Complaint by Department of the Army. (Attachments: # <u>1</u> Text of Proposed Order)(Lew, David)
07/18/2011	<u>1</u> <u>6</u>	ORDER granting <u>15</u> Motion for Extension of Time to File Response/Reply to Complaint. Signed by Judge Jackson L. Kiser on 7/18/2011. (mlh)
07/18/2011	<u>1</u> <u>7</u>	ORDER denying <u>10</u> Motion for Default Judgment; denying <u>12</u> Omnibus Motion for Relief from Order, Default Judgment, Sanctions and to Strike from the Record All Filings of Defendants and Their Legal Counsel of Record. Signed by Judge Jackson L. Kiser on 7/18/2011. (mlh)
07/18/2011	<u>1</u> <u>8</u>	ORDER denying <u>11</u> Motion to Appoint Counsel. Signed by Judge Jackson L. Kiser on 7/18/2011. (mlh)
07/19/2011	<u>1</u> <u>9</u>	MOTION for Appointment of Legal Assistance Services by Wesley Carroll. (mlh)
07/19/2011	<u>2</u> <u>0</u>	MOTION for Default Judgment, MOTION for Relief Under Rule 60 and Brief in Support by Wesley Carroll. (mlh)
07/19/2011	<u>2</u> <u>1</u>	Cover Letter from Plaintiff transmitting Documents 19 and 20 to USDC/WDVA and Request for Copies by Wesley Carroll. (Attachment: # <u>1</u> Envelope)(NOTE: Copies of Documents 19, 20, 21, Docket Sheet and 4 AO Form 88B (Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action) mailed to Plaintiff.(mlh)
07/19/2011	<u>2</u> <u>2</u>	ORDER dismissing as moot <u>19</u> Motion for Appointment of Legal Assistance Services ; dismissing as moot <u>20</u> Motion for Default Judgment, Motion for Relief Under Rule 60. Signed by Judge Jackson L. Kiser on 7/19/2011. (mlh)
07/22/2011	<u>2</u> <u>3</u>	MOTION to Dismiss by Department of the Army. (Lew, David)
07/22/2011	<u>2</u> <u>4</u>	Brief / Memorandum in Support re <u>23</u> MOTION to Dismiss. filed by Department of the Army. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Lew, David)

07/22/2011	<u>25</u>	Roseboro Notice sent to Pro Se Plaintiff. Deadline set for 8/12/2011. (ham)
07/22/2011	<u>26</u>	Magistrate's Notice to counsel and Pro Se Plaintiff. (ham)
07/25/2011	<u>27</u>	PRETRIAL ORDER. Signed by Judge Jackson L. Kiser on 7/25/11. (ham)
07/25/2011	<u>28</u>	MOTION for En Banc Reconsiderations by Wesley Carroll. (ham)
07/25/2011	<u>29</u>	RESPONSE to Motion re <u>28</u> MOTION for Reconsideration. filed by Department of the Army. (Lew, David)
07/26/2011	<u>30</u>	ORDER denying <u>28</u> Motion for En Banc Reconsiderations. Signed by Judge Jackson L. Kiser on 7/26/2011. (mlh)
07/28/2011	<u>31</u>	MOTION for Default Judgment against Defendants, Sanctions Against Defendants and Their Legal Counsels and or U.S. Federal Criminal Investigation and Prosecutions of Defendants, Their Legal Counsels and All Others Involved in Obstruction of Justice and Further Violations Against the United States, this Court and Plaintiff by Wesley Carroll. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Envelope & enclosures addressed to Department of the Army with yellow sticky note stating "NOT LEGAL MAIL/MAILROOM/D322", # <u>4</u> Cover letter and envelope) (ham)
07/28/2011	<u>32</u>	MOTION to Strike Defendants Motion to Dismiss and Roseboro Notice and Requirements by Wesley Carroll. (ham)
07/29/2011	<u>33</u>	RESPONSE to Motion re <u>31</u> MOTION for Default Judgment, <u>32</u> MOTION to Strike filed by Department of the Army. (Lew, David)
08/08/2011	<u>34</u>	RESPONSE to Motion re <u>23</u> MOTION to Dismiss filed by Wesley Carroll. (Attachments: # <u>1</u> Cover letter and envelope)(ham)
08/09/2011	<u>35</u>	MOTION to Appoint Counsel by Wesley Carroll. (Attachments: # <u>1</u> Cover letter and envelope)(ham)
08/09/2011	<u>36</u>	Official NOTICE of False Sworn Statements Made By David Lew, Attorney and Lara Crane, Esquire and/or United States Federal Crimes of Theft of Mails by Wesley Carroll. (ham)

08/09/2011	37	Official NOTICE of Discrepancies Between this Honorable Respectable Court, Staff and Record Against that of the Green Rock Prison Staff and or Further Perjury of David Lew, Esq. and Lara Crane, Esq. by Wesley Carroll. (ham)
08/16/2011	38	RENEWED MOTION for Appointment of Legal Assistance Services by Wesley Carroll. (mlh)
08/16/2011	39	Brief / Memorandum in Support re 38 RENEWED MOTION for Appointment of Legal Assistance Services filed by Wesley Carroll. (mlh) # 1 Exhibit A) (mlh)
08/16/2011	40	MOTION for Pretrial Conference by Wesley Carroll. (mlh)
08/16/2011	41	Letter from pro se Plaintiff to USDC Clerk's Office transmitting Documents 38, 39 and 40 for filing and requesting copy of docket sheet. (NOTE: Docket Sheet mailed to Plaintiff this date at address set out on docket sheet.) (mlh)
08/17/2011	42	NOTICE of Violations of Court Order by Defendant's Legal Counsel by Wesley Carroll. (mlh)
08/17/2011	43	Letter from pro se Plaintiff to USDC Clerk's Office transmitting Document 42 for filing and requesting copy of docket sheet. (NOTE: Docket Sheet mailed this date to Plaintiff at address set out on docket sheet.) (mlh)
08/22/2011	44	Subpoena issued to Clerks Office Records Department filed by Wesley Carroll. (Received via email from USDC/District of Columbia - docketed as instructed by Judge Kiser).(ham)
08/22/2011	45	MEMORANDUM OPINION. Signed by Judge Jackson L. Kiser on 8/22/11. (ham)
08/22/2011	46	ORDER granting 23 Motion to Dismiss; dismissing as moot 38 Motion to Appoint Counsel, 40 Motion for Pretrial Conference, 31 Motion for Default Judgment, 32 Motion to Strike, 35 Motion to Appoint Counsel and 44 Subpoena issued. Signed by Judge Jackson L. Kiser on 8/22/11. (ham)

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